



DEPARTMENT OF THE AIR FORCE
WASHINGTON, D.C.

Office of the Assistant Secretary
AFBCMR 99-00025

MAR 5 1999

MEMORANDUM FOR THE CHIEF OF STAFF

Under the authority of Section 1552, Title 10, United States Code and AFI 36-2603, and having assured compliance with the provisions of the above regulation, the decision of the Air Force Board for Correction of Military Records is announced, and it is directed that:

The pertinent military records of the Department of the Air Force relating to [REDACTED], be corrected to show that:

a. His spouse, [REDACTED] and his son, [REDACTED], were required to attend an Outside Continental United States (OCONUS) terrorist briefing in [REDACTED] from 4 September 1998 through 4 October 1998.

b. Competent authority authorized that [REDACTED] and [REDACTED] are both entitled to 75% of his entitlement for per diem (\$30.00 per day times 75% times 31 days times 2 dependents) for a total reimbursement of \$1395.00.

DONNA PITTENGER
Chief Examiner
Air Force Board for Correction
of Military Records



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Index Number 128.00

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MEMORANDUM OF CONSIDERATION OF APPLICATION BEFORE THE AFBCMR

SUBJECT: [REDACTED] SAN [REDACTED]

Having carefully reviewed this application, we agree with the recommendation of the Air Force and adopt the rationale expressed as the basis for our decision that the applicant has been the victim of either an error or an injustice. Therefore, under the authority delegated in AFI 36-2603, the applicant's records will be corrected as set forth in the accompanying Memorandum for the Chief of Staff signed by the Executive Director or his designee.

A handwritten signature in black ink, appearing to read "Douglas J. Henry".

Panel Chair

Attachment
Ltr, HQ USAF/DPRC, dtd 3 Feb 99



DEPARTMENT OF THE AIR FORCE
HEADQUARTERS UNITED STATES AIR FORCE
WASHINGTON, DC

03 FEB 1999

MEMORANDUM FOR SAF/MIBR

FROM: AF/DPRC

SUBJECT: Correction of Military Records--MSgt [REDACTED]

This Air Staff advisory opinion is submitted in reference to subject application, dated 21 Dec 1998. MSgt [REDACTED] received an accompanied consecutive overseas tour (COT) with concurrent travel of his dependents from [REDACTED] AB, [REDACTED] to [REDACTED] AB, [REDACTED]. MSgt [REDACTED] and his dependents were authorized COT leave travel to [REDACTED]. After completion of his leave, MSgt [REDACTED] was placed on temporary duty (TDY) hold from 4 Sep 1998-4 Oct 1998 awaiting further travel instructions due to the [REDACTED] WG/CC's imposed travel restrictions at [REDACTED] AB, [REDACTED]. Although, the strike was in effect prior to MSgt [REDACTED]'s departure from [REDACTED] AB, [REDACTED] he was not informed that travel restrictions existed; clarifying information was not released by the Air Force Personnel Center until after his departure from [REDACTED] AB, [REDACTED].

Effective 23 July 1998, the [REDACTED] local nationals went on strike at [REDACTED] AB, [REDACTED]. Effective 29 July 1998, the [REDACTED] WG/CC declared the area as a non-concurrent travel area and also enacted a space-available restriction, which prevented military members and dependents from traveling to [REDACTED] AB, [REDACTED]. This restriction was enacted based on the strike and on the limited ability to house and feed assigned employees, members and their families due to the earthquake damage which occurred in June 1998. There was no Department of State or SECDEF declared evacuation. The space-available restriction prevented military members and dependents permanently assigned to [REDACTED] AB, [REDACTED] from returning. The effect of the non-concurrent travel and space-available restriction caused numerous problems to members; one was a tremendous financial burden.

MSgt [REDACTED] was not notified of the travel restriction prior to departure and acted in good faith to perform the required duties and meet dependent care requirements. However, per the Joint Federal Travel Regulations, Volume 1 (JFTR), Chapter 6, evacuation or stop movement allowances can be paid only if the Department of State or SECDEF declare an evacuation. In order to reimburse the member for additional expenses incurred due to travel restrictions, we recommend his record be corrected to reflect the following:

MSgt [REDACTED] spouse ([REDACTED]) and son ([REDACTED]) attended a required OCONUS terrorist briefing in [REDACTED] TN from 4 Sep 1998-4 Oct 1998. [REDACTED] and [REDACTED] are both authorized 75% of the members entitlement for per diem $\$30.00 \text{ per day} \times 75\% \times 31 \text{ days} = \697.50×2 (number of dependents) = total reimbursement for dependents due to TDY status for OCONUS briefing \$1395.00.

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The POC for this advisory is MSgt Hogue, who can be reached at **DSN 227-0682**.

VR


STEVEN L. TINDELL, Colonel, USAF
Chief, Legislation & Compensation Division
Directorate of Personnel Resources

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